THE HON'BLE SRI JUSTICE D.S.R.VARMA
AND
THE HON'BLE SRI JUSTICE D.APPA RAO

TAKEN UP WRIT PETITION No.12130 of 2007

DATED : 28-06-2007

Between :

Chander,
Behind Imran Café,
Nimboli Adda, Hyderabad.

…Petitioner.

AND

The Circle Inspector of Police,
Special Operations Team (SOT),
Hyderabad,
Hyderabad District and 2 others.

…Respondents.

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ORAL ORDER : (per the Hon'ble Sri Justice D.S.R.Varma)

Heard learned Assistant Government Pleader, representing the learned Advocate General, appearing for the respondents.

2. This writ petition is taken up basing on a telegram, dated 31-05-2007, sent by one Sri Chander, r/o. Behind Imran Café, Nimboli Adda, Hyderabad, to the Hon'ble the Chief Justice, High Court of

Andhra Pradesh, Hyderabad, seeking Writ of Habeas Corpus, alleging that his son, namely Sandeep and others were illegally detained by the Circle Inspector of Police, Special Operations Team (SOT), Hyderabad, and are being brutally tortured and that he is apprehending danger to their lives.

3. A counter affidavit has been filed by the Inspector of Police, representing the first respondent herein, stating that the alleged detenus are accused in Crime No.503 of 2007 for the offence under sections 341, 302, 120 (B), read with 34 of Indian Penal Code of Uppal Police Station, which has been registered on 23-05-2007 basing on a complaint given by one Manda Muralidhar Reddy of Uppal. It is further stated that all the detenus were arrested on different dates i.e., 01-06-2007 and 02-06-2007 and produced before the learned III Metropolitan Magistrate, Cyberabad at L.B.Nagar, on 02-06-2007, who inturn remanded them to judicial custody. Pursuant to the said remand by the learned Magistrate, the alleged detenus were now lodged in Central Prison, Cherlapally.

4. Having regard to the facts stated in the counter affidavit, we see no grounds to continue the writ petition any further and the writ petition is liable to be dismissed.

5. Accordingly, the writ petition is dismissed, at the stage of admission. However, there shall be no order as to costs.

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JUSTICE D.S.R.VARMA

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JUSTICE D.APPA RAO

28-06-2007
Msr.

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(Msr)